



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Diane L. Schaak
 Serial No. : 10/025,598
 Filed : December 18, 2001
 Title : TOXIN-PHAGE BACTERIOCIDE ANTIBIOTIC AND USES THEREOF

Art Unit : 1632
 Examiner : Valarie E. Bertoglio

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

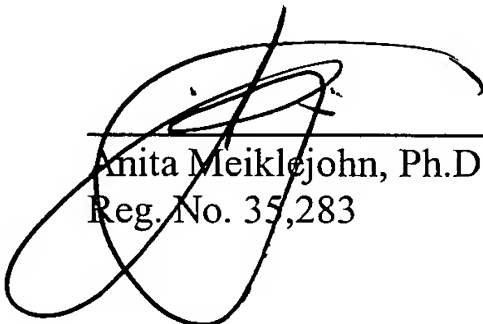
RESPONSE TO RESTRICTION REQUIREMENT

Responsive to the action mailed November 7, 2003, Applicant elects the invention of Group I (claims 1-9) drawn to an isolated nucleic acid comprising SEQ ID NO:2, a genetically modified bacteriophage comprising the nucleic acid, and a method of making the bacteriophage. The election is made without traverse.

No fees are believed to be due. However, any charges or credits can be applied to Deposit Account No. 06-1050, referencing Attorney Docket No. 00246-265001.

Respectfully submitted,

Date: 3 DEC 2003


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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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